



#8
Declaration
COW
12/18/03

P-3952-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: JOYCE BRETT
FOR: A BAND-AID APPLIED JEWELRY DISPLAY
SERIAL NO.: 10/029,818
FILED: December 31, 2001
EXAMINER: ANDREA CHOP, ART GROUP 3677

DECLARATION SUBMITTED PURSUANT TO MPEP 715

Hon. Commissioner of Patents
and Trademarks
Washington, DC 20231

Sir:

HOWARD GERSHON declares:

1. Declarant is an executive of ABC Accessories of New York, New York having a product line of novelty items as exemplified by patent 6,257,984 annexed as Exhibit 1 hereto, which is of the nature of the novelty which is the subject matter of the above captioned patent application for what was entitled as filed "A BAND-AID APPLIED JEWELRY DISPLAY";
2. Joyce Brett is declarant's mother-in-law and business associate;
3. on October 15, 1999, Joyce Brett provided declarant with samples of the product of the above captioned application made from materials at hand, and requested that I "source out" the product, i.e., determine if components could be economically obtained, and also if commercial production was feasible;

4. because our firm was in the midst of a holiday selling season, and the "sourcing out" required contacting Taiwan manufacturers, and the locating of a domestic source of a suitable adhesive, the feasibility study for the product was not completed until July, 2001;
5. upon completion of the feasibility study, the samples of the product supplied on October 15, 1999 were forwarded to our patent attorney for review and processing. The samples of the product provided on October 15, 1999 and forwarded in July, 2001 are annexed hereto as Exhibit 2;
6. a patentability search was conducted and reported to me in the letter of August 30, 2001, annexed as Exhibit 3 hereto, and the above patent application filed on December 31, 2001; and
7. that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent resulting therefrom.

Dated: 11/22/02


HOWARD GERSHON